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PLEASE REPLY TO
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September 26, 2019

VIA EMAIL

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Re: *Beltz, et al v. Ethicon*, Philadelphia Court of Common pleas, June
Term, 2013, Case No. 03835

Dear Lee, William and Gayle :

On behalf of the Executive Committee in the Ethicon pelvic mesh MDL (MDL 2327) and as Chairman of the FCC, I am in receipt of a letter dated September 13, 2019 from Lee B. Balefsky on behalf of Kline & Specter informing us that Kline & Specter and Ethicon have not paid the 5% assessment into the Common Benefit when the Judgment in the *Beltz* case was satisfied by Ethicon. According to the letter \$138,217.17 was not paid into the Common Benefit Fund but was instead placed into an escrow account controlled by Kline and Specter. This non-payment of the Court-ordered 5% assessment into the Common Benefit Fund is in violation of Ethicon PTO's 62 and 134.

Please pay this money into the Common benefit Fund within five (5) business days from the date of this letter and notify me in writing that it has been paid. If the assessment is not paid within that time, we will be forced to make a motion in the District Court against both Kline & Specter and Ethicon to enforce payment of the funds pursuant to the terms of the MDL Court orders.

With kindest regards, I am

Very truly yours,

A handwritten signature in black ink, appearing to read 'H. Garrard'.

Henry G. Garrard, III
As Coordinating Co Lead
of all TVM MDLs and as
Chairman of the FCC